

**ALLEGED SHIPMENT:** On or about March 6, 1947, by the Car-Cal Winery, from Greensboro, N. C.

**PRODUCT:** 188 cases, each containing 12  $\frac{1}{5}$ -gallon bottles, of wine at Harrisonburg, Va. Analysis showed that the product contained monochloroacetic acid, approximating 91 parts per million in one lot and 157 parts per million in the other lot.

**LABEL, IN PART:** "Old Duke Brand 100 Percent Pure American Red Grape Wine," or "Old Duke Brand American Apple Wine."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (2), the article contained monochloroacetic acid.

**DISPOSITION:** October 28, 1947. Default decree of condemnation and destruction.

**11127. Adulteration of wine. U. S. v. 17 Cases and 36 Cases \* \* \*. (F. D. C. Nos. 22475, 22641. Sample Nos. 52787-H, 60984-H.)**

**LIBELS FILED:** February 6 and March 18, 1947, Northern and Southern Districts of Ohio.

**ALLEGED SHIPMENT:** On or about October 10 and 22, 1946, by the Fresno Wine Co., from Milwaukee, Wis.

**PRODUCT:** 17 cases, each containing 4 1-gallon jugs, of blackberry-flavored grape wine at Cleveland, and 28 cases, each containing 4 1-gallon bottles, and 8 cases, each containing 6  $\frac{1}{2}$ -gallon bottles, of the same product at Steubenville, Ohio.

**LABEL, IN PART:** "Mar-Vista American Blackberry Flavored Grape Wine Bottled by Arthur M. Block, Liquor Importers, Inc., Milwaukee, Wis."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (2), the article contained monochloroacetic acid.

**DISPOSITION:** April 1 and May 2, 1947. Default decrees of condemnation and destruction.

**11128. Adulteration of wine. U. S. v. 424 Cases \* \* \*. (F. D. C. No. 22587. Sample Nos. 41411-H to 41415-H, incl.)**

**LIBEL FILED:** February 27, 1947, Eastern District of Missouri.

**ALLEGED SHIPMENT:** On or about April 3, October 24, and November 7, 1946, by Mont LaSalle Vineyards, from Napa, Calif.

**PRODUCT:** 424 cases of wine, each containing 12  $\frac{1}{5}$ -gallon bottles, at St. Louis, Mo.

**LABEL, IN PART:** "The Christian Brothers Pure California Chablis [or "Cabernet," "Riesling," "Sauterne," or "Burgundy"]."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (2), the articles contained monochloroacetic acid.

**DISPOSITION:** May 6, 1947. No claimant having appeared, judgment of condemnation was entered and the products were ordered destroyed.

**11129. Adulteration of wine. U. S. v. 46 Cases \* \* \*. (F. D. C. No. 22721. Sample No. 65479-H.)**

**LIBEL FILED:** March 25, 1947, Eastern District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about July 10, 1946, by Wine Growers Guild, from New York, N. Y.

**PRODUCT:** 46 cases, each containing 12  $\frac{1}{5}$ -gallon bottles, of wine at Philadelphia, Pa.

**LABEL, IN PART:** "Dudenhoefer American May Wine \* \* \* Prepared and Bottled by Joseph Dudenhoefer Co. Milwaukee, Wisconsin."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (2), the article contained monochloroacetic acid.

**DISPOSITION:** April 22, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

**11130. Adulteration of blackberry wine. U. S. v. 1,040 Cases \* \* \*. (F. D. C. No. 22624. Sample No. 61317-H.)**

**LIBEL FILED:** March 17, 1947, Western District of Pennsylvania.

**ALLEGED SHIPMENT:** On or about November 30, 1946, by the Monte Cassino Wine Co., from Cincinnati, Ohio.

PRODUCT: 1,040 cases, each containing 12 ½-gallon bottles, of blackberry wine at Pittsburgh, Pa.

LABEL, IN PART: "American Blackberry Wine Monte Cassino."

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the product contained monochloroacetic acid.

DISPOSITION: October 10, 1947. Default decree of condemnation and destruction.

**11131. Adulteration of blackberry wine. U. S. v. 505 Cases \* \* \*. (F. D. C. No. 23206. Sample No. 87507-H.)**

LABEL FILED: June 20, 1947, Eastern District of New York.

ALLEGED SHIPMENT: On or about May 14, 1947, by the Pennsylvania Liquor Control Board, from Pittsburgh, Pa. This was a return shipment.

PRODUCT: 505 cases, each containing 12 ½-gallon bottles, of blackberry wine at Brooklyn, N. Y.

LABEL, IN PART: "B&S American Blackberry Wine \* \* \* Bottled by Atlas Import & Export Corporation New York, N. Y."

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the product contained monochloroacetic acid.

DISPOSITION: October 24, 1947. The Atlas Import & Export Corp., claimant, having consented to the entry of a decree, judgment of condemnation was entered and it was ordered that the product be destroyed and that the bottles be salvaged.

**11132. Adulteration of Burgundy wine. U. S. v. 50 Cases \* \* \*. (F. D. C. No. 23132. Sample Nos. 87526-H, 87533-H.)**

LABEL FILED: On or about May 26, 1947, District of New Jersey.

ALLEGED SHIPMENT: On or about February 13, 1947, by the Penn Yan Wine Cellars, Inc., from Penn Yan, N. Y.

PRODUCT: 50 cases, each containing 6 ½-gallon bottles, of Burgundy wine at Hackensack, N. J.

LABEL, IN PART: "Penn Yan's Chancery Lane Recorded Bottling New York State Burgundy."

NATURE OF CHARGE: Adulteration, Section 402 (a) (2), the article contained monochloroacetic acid.

DISPOSITION: June 23, 1947. No claimant having appeared, judgment of condemnation was entered and the product was ordered destroyed.

## CEREALS AND CEREAL PRODUCTS

### BAKERY PRODUCTS\*

**11133. Adulteration of cake. U. S. v. Frank H. Ernst (Frank's Bakery). Plea of nolo contendere. Fine, \$500 and costs. (F. D. C. No. 20139. Sample Nos. 41764-H to 41766-H, incl., 41769-H.)**

INDICTMENT RETURNED: June 19, 1946, Southern District of West Virginia, against Frank H. Ernst, trading as Frank's Bakery, Bluefield, W. Va.

ALLEGED SHIPMENT: On or about April 3, 1946, from the State of West Virginia into the State of Virginia.

LABEL, IN PART: "Frank's Bakery, Bluefield, W. Va. Devil Food [or "Delicious Cake"]."

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in part of a filthy substance by reason of the presence of rodent hair fragments; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

DISPOSITION: June 20, 1946. The defendant having entered a plea of nolo contendere, the court imposed a fine of \$500 and costs.

\*See also No. 11150.